IN THE HIGH COURT OF KERALA AT ERNAKULAM
PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 24TH JANUARY 2007 / 4TH MAGHA 1928
Bail Appl..No. 374 of 2007()

Crime No.183/06 of Kudiyamala Police Station
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: PETITIONERS/ACCUSED NOS.1 TO 5.
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1. SUNNY THOMAS, S/O.THOMAS, AGED 38 YEARS,
   KIZHAKKEKARAYIL, ERUVESSI AMSOM, DESOM,
   THALIPPARAMBU TALUK.
2. THOMAS,
   S/O.THOMAS, AGED 63 YEARS,
   KOZHAKKEKARAYIL, ERUVESSI AMSOM, DESOM,
   THALIPPARAMBU TALUK.
3. ROSAMMA,
   W/O.THOMAS, AGED 55 YEARS,
   KIZHAKKEKARAYIL, ERUVESSI AMSOM, DESOM,
   THALIPPARAMBU TALUK.
4. GEORGE @ JIJI,
   S/O.THOMAS, AGED 30 YEARS,
   KIZHAKKEKARAYIL, ERUVESSI AMSOM, DESOM,
   THALIPPARAMBU TALUK.
5. SHINI,
   D/O.THOMAS, AGED 25 YEARS,
   KIZHAKKEKARAYIL, ERUVESSI AMSOM, DESOM,
   THALIPPARAMBU TALUK.

BY ADV. SRI.VIJU ABRAHAM
SRI.JOY C. PAUL
SRI.BENOY K.KADAVAN

RESPONDENT: COMPLAINANT

STATE OF KERALA,
REPRESENTED BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SHRI. P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 24/01/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.Ramkumar, J.

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B.A.No.374 of 2007

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Dated this the 24th day of January, 2007.

ORDER

In this Petition filed under Sec. 438 Cr.P.C. the petitioners who are accused Nos.1 to 5 in Crime No.183 of 2006 of Kudiyamala Police Station for offences punishable under Secs.294(b), 341, 323, 498A and 506(ii) read with Sec. 34 I.P.C., seek anticipatory bail.

2. I heard the learned counsel for the petitioners and the learned Public Prosecutor.

3. Having regard to the nature of the allegations levelled against the petitioners and the other circumstances of the case, I am inclined to grant anticipatory bail to the petitioners. Accordingly, a direction is issued to the officer-in-charge of the police station concerned to release the petitioners on bail for a period of one month in the event of their arrest in connection with the above case on each of them executing a bond for Rs. 10,000/- with two solvent sureties each for the like amount to the satisfaction of the said officer and subject to the following conditions:

1. Petitioners 1,2 and 4 shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

2. Petitioners shall make themselves available for interrogation as and when required by the Investigating Officer.

3. Petitioners shall not influence or intimidate the prosecution witnesses nor shall they attempt to tamper with the evidence for the prosecution.

4. Petitioners shall not commit any offence while on bail.

5. Petitioners shall surrender before the Magistrate concerned and seek regular bail in the meanwhile.

If the petitioners commit breach of any of the above conditions, the bail granted to them shall be liable to be cancelled.

This application is allowed as above.

V.RAMKUMAR,
JUDGE.

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